1	CHARLES R. KOZAK, ESQ.				
2	Nevada State Bar No. 11179				
	KOZAK & ASSOCIATES, LLC				
3	3100 Mill Street, Suite 115				
	Reno, Nevada 89502				
4	Tel: (775) 322-1239				
5	Fax: (775) 800-1767				
	Attorneys for Plaintiffs	30 D	ICEDICE COURT		
6	UNITED STATE	72 D	DISTRICT COURT		
7	DISTRICT OF NEVADA				
8		)			
9	LELAND T. FAEGRE, an individual	)			
40	THERESA FAEGRE, an individual,	)	CASE NO.: 3:18-cv-00072-RCJ-WGC		
10	LELAND T. FAEGRE and THERESA	)			
11	FAEGRE, as TRUSTEES OF THE	)	STIPULATION AND ORDER TO		
	MILKY WAY INCORPORATED AND	)	ENLARGE TIME TO FILE RESPONSES		
12	401(K) PROFIT SHARING PLAN,	)	ENERGE TIME TO THE REST ONSES		
13	Dloinsiffo		TO DEFENDANTS' MOTIONS TO		
	Plaintiffs,		DISMISS		
14	vs.		DISMISS		
15	<b>v</b> 5.				
	CINDY ARMENTROUT, ESQ.,	)			
16	individually and as Member of	<u> </u>			
17	ARMENTROUT & ASSOCIATES, LTD.,	)			
	a Nevada professional LLC, SHERRY	)			
18	GALLATIN, TOM GALLATIN,	)			
19	individually and as members of CASEY	)			
.	HOLDINGS I, LLC., Nevada domestic	)			
20	llimited-liability company CASEY	)			
21	HOLDINGS I, LLC SERIES K., a Delaware	)			
ا ' '	limited liability company, ROIC ZEPHYR	)			
22	COVE, a Nevada limited liability company;				
	RETAIL OPPORTUNITY INVESTMENT				
23	CORPORATION, a California Corporation; and DOES 1 to 50,				
24	and DOES 1 to 50,				
_	Defendants.				
25		_/_			
26					

## STIPULATION AND ORDER TO ENLARGE TIME TO FILE RESPONSES TO DEFENDANTS' MOTIONS TO DISMISS

27

1	IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs and Defendants, by				
2	and through their respective counsel of record, that the parties agree to enlarge Plaintiffs time to				
3 4	respond to Defendants' Motions to Dismiss, ECF No. 10, 11, and 12. Plaintiffs and Defendants				
5	agree to enlarge the response time to Monday, May 14, 2018.				
6	DATED 4 <sup>th</sup> day of May 2018.	DATED 7 <sup>th</sup> day of May 2018.			
7 8	/s/ Charles R. Kozak CHARLES R. KOZAK, ESQ. (SBN 11179)	/s/ Janice Hodge Jensen WAYNE A. SHAFFER (SBN 1519)			
	KOZAK & ASSOCIATES, LLC.	JANICE HODGE JENSEN (SBN 563)			
9	3100 Mill Street, Suite 115 Reno, Nevada 89502	LAXALT & NOMURA, LTD. 9790 Gateway Drive, Suite 200			
10	T: (775) 322-1239	Reno, Nevada 89521			
11	F: (775) 800-1239 Email: Chuck@kozaklusianilaw.com	T: 775-322-1170 F: 775-322-1865			
12	Attorney for Plaintiffs,	Email: wshaffer@laxalt-nomura. com			
13	LELAND T. FAEGRE, an individual	Email: jjensen@laxalt-iiomura.com			
	THERESA FAEGRE, an individual, LELAND T. FAEGRE and THERESA	Attorneys for Defendant CINDY ARMENTROUT, ESQ.			
14	FAEGRE, as TRUSTEES OF THE	CHVD17HW1E1VIROU1, ESQ.			
15	MILKY WAY INCORPORATED AND				
16	401(K) PROFIT SHARING PLAN				
17	DATED 7 <sup>th</sup> day of May 2018.	DATED 7 <sup>th</sup> day of May 2018.			
18	/s/ Brian R. Irvine	/s/ Courtney Miller O'Mara			
19	JOHN P. DESMOND (NSB 5618) BRIAN R. IRVINE (NSB 7758)	COURTNEY MILLER O'MARA (SBN 10683) STEVEN M. SILVA (SBN 12492)			
20	DICKINSON WRIGHT PLLC	FENNEMORE CRAIG, P.C.			
21	100 West Liberty Street	300 East Second Street - Suite 1510			
	Suite 940 Reno, NV 89501	Reno, Nevada 89501 T: (775) 788-2200			
22	T: (775) 343-7500	F: (775) 786-1177			
23	F: (844) 670-6009	Email: comara@fclaw.com			
24	Email: jdesmond@dickinsonwright.com Email: birvine@dickinsonwright.com	Email: ssilva@fclaw.com Attorneys for ROIC Zephyr Cove and			
25	Attorneys for Tom Gallatin, Sherry Gallatin,	Retail Opportunity Investment Corporation			
26	Casey Holdings I, LLC, and Casey Holdings I, LLC Series K				

**ORDER** 

Based on the stipulation of the parties, and good cause appearing, it is hereby ORDERED that the Response date to the Motions to Dismiss is enlarged up to and including May 14, 2018.

IT IS SO ORDERED.

DATED this 11th day of May, 2018.

HONORABLE JUDGE ROBERT C. JONE

## **CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b)((2)(C), I hereby certify that I am an employee of Kozak & Associates, LLC., 3100 Mill Street, Suite 115, Reno, Nevada 89502, over the age of 18, and not a party within this action. I further certify that on the 20<sup>th</sup> of March 2018, I caused to be deposited

1	in the U.S. Mail, first-class postage fully prepaid, a true and correct copy of the foregoing				
2	CERTIFICATE OF SERVICE OF SUMMONS AND COMPLAINT, addressed to the				
3	following:				
4					
5	CSC Services of 2215 Renaissance		Armentrout & Associates, LTD. 10775 Double R Blvd., Ste 120		
6	Las Vegas, Neva	nda 89119-6727	Reno, Nevada 89521-8956		
7	As Registered Ag	gent for ROIC Zephyr cove,	As Registered Agent for Casey Holding Sherry Galatin, individually and as a M	•	
8			Casey Holdings I, LLC, and Tom Galaindividually and as a Member of Casey		
9			I, LLC.	Holaings	
10		ut, Individually and as a	Retail Opportunity Investments Corpor	ration	
11	Member of Arme 10775 Double R	entrout & Associates, LTD.  Blvd Ste 120	8905 Towne Centre Drive, Suite 108 San Diego, California 92122		
12	Reno, Nevada 89		San Biogo, Camornia 72122		
13					
14			<u>/s/ Dedra L. Sonne</u> Dedra L. Sonne		
15			Employee of Kozak & Associates,	LLC.	
16					
17					
18					
19					
20					
21					
22					
23					
24					
25		EXH	IIBIT LIST		
26	Exhibit No.		Dogument	No Poss	
27	EXHIBIT INO.		Document	No. Pages	

Declaration of Service for ROIC Zephyr Cove, LLC.

2	Declaration of Service for Casey Holdings, LLC.	2
3	Declaration of Service for Cindy Armentrout, individually and as a	3
	Member of Armentrout & Associates, Ltd.	
4	Declaration of Service for Sherry Gallatin, individually and as a	3
	Member of Casey Holdings, LLC.	
5	Declaration of Service for Tom Gallatin, individually and as a	3
	Member of Casey Holdings, LLC.	
6	Proof of Service for Retail Opportunity Investments Corporation	2

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